

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

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U.S. DISTRICT COURT

2004 JUL -8 P 12:03

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:
LAWRENCE SHEINBERG and GILES HAZEL, :
on behalf of themselves and others :
similarly situated, :
:

Plaintiffs,

v.

**ROBERT SORENSON; DUROLITE
INTERNATIONAL, INC.; LITETRONICS
INTERNATIONAL, INC.,**

**Defendants and
Third-Party Plaintiffs,**

v.

FLEET CAPITAL CORPORATION,

Third-Party Defendant.
----- X

Civil Action No. 00-6041(JLL) (RJH)

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying Statement of Undisputed Material Facts pursuant to Local Civil Rule 56.1; the accompanying Declaration of Robert C. Sorensen, dated May 28, 2004; the accompanying Declaration of Gary A. Stahl, dated June 1, 2004; the accompanying Memorandum of Law in Support of Defendants' Motion for Summary Judgment; and upon the prior pleadings and proceedings in this action, defendants will move before United States Magistrate Judge Ronald J. Hedges, at the Martin Luther King, Jr. Federal Building and Courthouse, located at 50 Walnut Street, Newark, New Jersey 07101, on JULY 26,, 2004 at 9:30 a.m., or as soon thereafter as counsel may be heard, for the following relief:

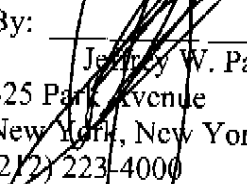
- (a) summary judgment pursuant to Fed. R. Civ. P. 56, dismissing all of plaintiffs' claims on the grounds that there are no genuine issues of fact to be decided and that defendants are entitled to judgment as a matter of law; and

(b) such other and further relief as the Court may deem just and proper.

Dated: New York, New York
June 1, 2004

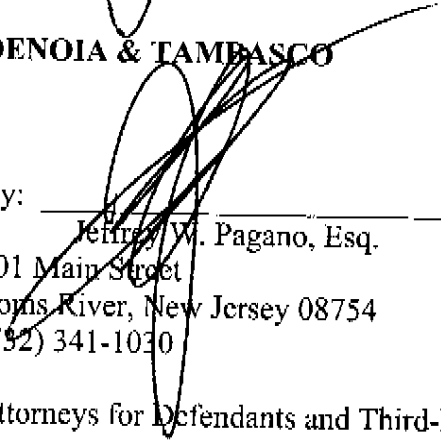
Respectfully submitted,

KING, PAGANO & HARRISON

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and

DENOIA & TAMBASCO

By: 
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Attorneys for Defendants and Third-Party Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on June 1, 2004, I caused a true and correct copy of the foregoing Notice of Motion to be served upon the following via e-mail and by depositing a true and correct copy of same with Federal Express for overnight delivery, and addressed as follows:

Robert B. Bodzin, Esq.
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Local Counsel for Third-Party Defendant



Gary A. Stahl

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